

20:0.1

13134-PCT-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bayliffe, et al.

Serial No.: 10/089,001

International Application No.: PCT/GB00/03597

Date Filed: March 22, 2002

International Filing Date: 19 September 2000

International Priority Date: 24 September, 2000

Title: "ASSAY"

Customer No.: 23719

PATENT TRADEMARK OFFICE

Kalow & Springut LLP
488 Madison Avenue, 19th Floor
New York, New York 10022
(212) 813-1600

February 20, 2003

Commissioner for Patents
Box PCT
Washington, DC 20231

Dear Sir:

**SUPPLEMENTAL SUBMISSION OF DECLARATION AND POWER OF ATTORNEY
IN REPLY TO NOTICE OF MISSING PARTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Sir:

This is a submission of the Declaration and Power of Attorney of Inventor Andrew Bayliffe, signed and executed February 20, 2003. It has come to Applicants' attention that the transmittal letter for the reply that was submitted on January 6, 2003, did not contain the executed declaration of inventor Andrew Bayliffe. In order to ensure that the reply is matched

Certificate of Mailing Under 37 C.F.R. 1.8

I hereby declare that this correspondence is being deposited with the United States Postal Service as Express Mail Label No.: **EV035748709 US** in an envelope addressed to: Commissioner for Patents, Box PCT, Washington D.C. 20231.

February 20-2003
February 20, 2003Sylvia Gonzalez
Sylvia Gonzalez

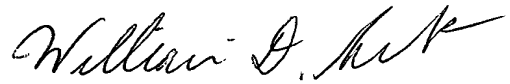
Applicants: Bayliffe et al
International Application No.: PCT/BG00/03597
International Filing Date: 19 September 2000
Page -2- (Notification of Missing Requirements under 35 U.S.C. 371)
13134-PCT-US

with the application, Applicants hereby re-submit the Declaration and Power of Attorney with this transmittal form.

If any additional fees are due, or an overpayment has been made, please charge or credit Deposit Account No. 11-0171 for such sum accordingly.

If there are any questions or comments relating to this request, the Examiner is respectfully invited to contact Applicants' attorney at the telephone number set forth below.

Respectfully submitted,



William D. Schmidt
Registration No.: 39,492
Attorney for Applicants

Kalow & Springut LLP
(212) 813-1600

13237.1

13134PCTUS

DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter, which is claimed and for which a patent is sought on the invention entitled:

'ASSAY'

the specification of which
(check one)

☐ is attached hereto

☒ was filed on March 22, 2002 as

Application Serial No. 10/089,001

and was amended on _____ (if applicable)

and

☒ described and claimed in PCT International Application No. PCT/GB00/03597 filed on

September 19, 2000.

and was amended on _____ under PCT Article 19 (if applicable),

(the undersigned hereby authorizes its attorney to amend this document to insert the filing date and application serial number when they become known.)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information of which I am aware which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code Section 119(a)-(d) or Section 365 of any foreign application(s) for patent, inventor=s certificate, or any PCT international application(s) which designated at least one country other than the United States of America, identified below and have also identified below any foreign application(s) for patent, inventor=s certificate, or any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application(s) on which priority is claimed:

13134PCTUS

Prior Foreign Application(s)

Number	Country (or PCT)	Filing Date	Priority Claimed	
			Yes	No
9922527.8	GB	24 September 1999	X	

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below:

Provisional Application No.	Filing Date

I hereby claim the benefit under Title 35, United States Code, Section 120, of any United States application(s), or any PCT international application(s) designating the United States of America, that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information which is material to patentability, as defined in 37 CFR ' 1.56, which became available between the filing date of the prior application and the national or PCT International filing date of this application.

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status</u> (Patented, pending, or abandoned)
PCT/GB00/03597	19 September 2000	pending

And I hereby appoint

Name	Reg. No.	Name	Reg. No.
David A. Kalow	29,397	Milton Springut	27,721
John J. Santalone	32,794	J. David Ellett, Jr.	27,875
William D. Schmidt	39,492	Gary Molnar	30,299
Sylvia Chiou-Tan	47,324	Scott D. Locke	44,877
Tor Smeland	43,131		

each of them of KALOW & SPRINGUT LLP, 488 Madison Avenue, 19th floor, New York, New York 10022, my attorneys, each with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, to transact all business in the Patent and Trademark Office connected therewith and to file any International Applications which are based thereon under the provisions of the Patent Cooperation Treaty.

10089001.022003

Please address all communications, and direct all telephone calls, regarding this application to

David A. Kalow
KALOW & SPRINGUT LLP
488 Madison Avenue, 19th floor
New York, New York 10022
(212) 813-1600

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Andrew Bayliffe

Citizenship: Great Britain

Residence Address: SK 10 4TG

Alderley Park, Macclesfield, Cheshire, Great Britain *GBN*

Post Office Address: Same As Above

Date of signature 20-2-03

Inventor's signature *A. Bayliffe*

20 Full name of second inventor: Eelco Docter

Citizenship: Netherland

Residence Address: SK 10 4 TG

Alderley Park, Macclesfield, Cheshire, Great Britain *GBN*

Post Office Address: Same As Above

Date of signature 6.01.03

Inventor's signature *Eelco Docter*

30
Full name of third inventor:Stephen James ~~Kelly~~ Kelly

Citizenship:

Great Britain

Residence Address: SK 10 4TGAlderley Park, Macclesfield, Cheshire, Great Britain GBNPost Office Address: Same As AboveDate of signature 6th Jan 2003

Inventor's signature

Stephen J. Kelly40
Full name of fourth inventor:Nancy Hastings Robertson

Citizenship: Great Britain

Residence Address: SK 10 4TGAlderley Park, Macclesfield, Cheshire, Great BritainPost Office Address : Same As AboveDate of signature 6th Jan 2003

Inventor's signature

Nancy H Robertson